

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE CONTINUATION APPLICATION  
OF: SCHWAHN ET AL.  
(SERIAL No. 09/889,404)  
(FILED: JULY 17, 2001)  
FOR: FUEL COMPOSITION

CONFIRMATION No.: }  
GROUP ART UNIT: } TO BE  
EXAMINER: } ASSIGNED

Honorable Commissioner  
for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CONTINUATION APPLICATION UNDER 37 C.F.R. §1.53(B)

PRELIMINARY SUBMISSION

Sir:

This is a Continuation application pursuant to 37 C.F.R. §1.53(b), of application Serial No. 09/889,404, filed on July 17, 2001. It is respectfully requested that the following preliminary amendment and remarks, and the attached request for suspension of action under 37 C.F.R. §1.103(a) be entered and considered prior to the examination of the application:

REQUEST FOR EXTENSION OF TIME:

It is respectfully requested that a three month extension of time be granted in this case. A check covering the \$950.00 fee is attached.

PRELIMINARY AMENDMENT

IN THE SPECIFICATION:

Amend the specification as set forth in Appendix I attached to this paper.

IN THE CLAIMS:

Amend Claims 11 to 14 as indicated in the Listing of Claims set forth in Appendix II attached to this paper.

10/04/2004 MMEKONEN 00000024 10953609

03 FC:1253

950.00 OP

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Adjustment date: 11/24/2004 BHABTEW

10/04/2004 MMEKONEN 00000024 10953609

03 FC:1253

-950.00 OP

**Continuation Application of**

**Serial No. 09/889,404**

**SCHWAHN et al.**

**PF 0000049741-02**

stances it is respectfully requested that applicants' request for a suspension of action for the above specified period be granted.

A check covering the amount of \$130.00 for the processing fee pursuant to 37 C.F.R. §1.17(h) is enclosed.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees to Deposit Account No. 11.0345. Please credit any excess fees to such deposit account.

Respectfully submitted,

**KEIL & WEINKAUF**



Herbert B. Keil

Reg. No. 18,967

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HBK/BAS

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REQUEST FOR SUSPENSION OF ACTION  
PURSUANT TO 37 C.F.R. §1.103(A)

Sir:

This is a Request for limited suspension of action pursuant to 37 C.F.R. §1.103(a) for a period of six months. This request is submitted along with applicants' Continued Prosecution Application under 37 C.F.R. §1.53(b).

The suspension of action for the specified period of time is needed to give applicants time to complete comparative investigations which are currently being conducted, and to present the results of those comparative investigations in form of a properly executed Declaration along with a Supplemental Preliminary Amendment before the examination of the application resumes. The results of those comparative investigations are necessary for applicants to fully address the prior art related issues which were raised by the Examiner in the Office action dated March 31, 2004. The exceptionally long period of time which is required to conduct and conclude the comparative investigations is necessitated, on the one hand, due to the fact that comparative tests had to be conceived and conducted which conclusively address the issues raised by the seven different prior art references applied by the Examiner. On the other hand, due to the technical area and the nature of the tests the comparative investigations required a testing set-up which was not readily available. Accordingly, applicants also had to conceive and provide for a suitable set-up for conducting meaningful investigations. In light of those circum-

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